

BEFORE THE

**Federal Communications Commission**

WASHINGTON, D. C. 20554

**RECEIVED**  
 JUL 16 1993  
 FEDERAL COMMUNICATIONS COMMISSION  
 OFFICE OF THE SECRETARY

In the Matter of )

)  
 Amendment of Section 73.202(b), )  
 Table of Allotments, )  
 FM Broadcast Stations )  
 (Slayton, Minnesota and Madison, )  
 South Dakota )

RM- \_\_\_\_\_

To: Chief, Allocations Branch

**PETITION FOR RULE MAKING**

Wallace Christensen ("Christensen"), permittee of a new FM broadcast station at Slayton, Minnesota (BPH - 921216MC granted July 8, 1993), hereby petitions for modification of the FM Table of Allotments. In support thereof, the following is stated:

To permit an upgrade of the new Slayton, Minnesota station, from Channel 276A to Channel 276C2, the following changes to the Table of Allotments are proposed:

<u>City</u>	<u>Present</u>	<u>Proposed</u>
Slayton, MN	276A	276C2
Madison, SD	276A	288A

The attached FM spacing studies demonstrate that the allotments proposed herein comply with the separation requirements of Section 73.207. The change in frequency of Station

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KJAM-FM, Madison, South Dakota can be accomplished at the station's presently authorized transmitter site.

Adoption of Christensen's proposal will advance public interest considerations underlying Sections 303(g) and 307(b) of the Communications Act of 1934, as amended, and the Commission's FM allocations scheme. Most importantly, it will provide for more extensive coverage by Slayton's only broadcast station, thereby improving service to the relatively underserved rural areas surrounding Slayton. Additionally, it will permit KJAM-FM, Madison, South Dakota to achieve full 6 kW operation by eliminating the existing short-spacing with the present Slayton allocation. Also, since only one frequency allocation substitution of an operating station is required, this proposal fully complies with the policies announced in Columbus, Nebraska, et al., FCC 86-59, 59 RR 2d 1184 (1986).

As the beneficiary of the change in frequency at Slayton, Christensen is aware of and will honor his obligations under Commission policy to compensate the licensee of KJAM-FM for changing frequency, should the upgraded proposal for Slayton be adopted. See Circleville, Ohio, 8 FCC 2d 159 (1967).

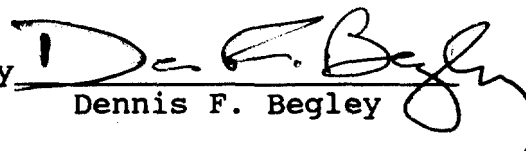
Christensen hereby expresses his intention to file an appropriate application to implement the upgrade proposed herein and, should his application be granted, to expeditiously construct the new facilities.

In light of the above, Christensen hereby requests amendment of the FM Table of Allocations, Section 73.302(b) of the Commission's Rules, in the following manner:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Slayton, MN	276A	276C2
Madison, SD	276A	288A

Slayton also requests issuance of an order to show cause why the license of Station KJAM, Madison, South Dakota and the permit to Christensen's new FM station at Slayton, Minnesota to not be modified to specify operation on the proposed channels.

WALLACE CHRISTENSEN

BY   
Dennis F. Begley  
His Counsel

Reddy, Begley & Martin  
1001 22nd Street, N.W.  
Suite 350  
Washington, D.C. 20037

July 16, 1993

# ORIGINAL

**D.L. Markley & Associates, Inc.**

**Consulting Engineers**

## PETITION FOR RULEMAKING

The following engineering statement and attached exhibits have been prepared for Wallace Christensen and are in support of his Petition for Rulemaking to modify Section 73.202(b), Table of Allotments, of the Federal Communications Commission Rules and Regulations.

The petitioner requests that the Table of Allotments be modified as follows:

<u>City</u>	<u>Existing</u>	<u>Proposed</u>
Slayton, MN.	276A	276C2
Madison, SD.	276A	288A

As shown on the attached single channel studies, the proposed change to the Slayton, Minnesota allocation can be accomplished with only one change to other facilities. That change would be to the allocation and licensed facility for KJAM-FM at Madison, South Dakota. It is respectfully submitted that the proposed change in the Table of Allotments would permit a higher class of facility at Slayton which would serve a larger area than the existing Class A allocation bringing an additional service to the Southern Minnesota and Northern Iowa area.

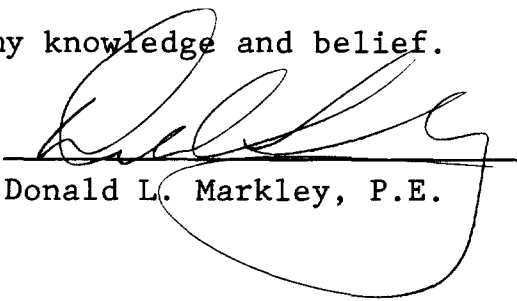
- 2 -

For the purpose of the new allocation, the coordinates will be 43° 55' 16" North and 95° 57' 57" West for Slayton, Minnesota.

In addition to improving the service by the upgrade, the proposed change in the Table of Allotments would also permit the Madison, South Dakota station to increase power to a full 6.0 KW. at 100 meters above average terrain. Both the Slayton allocation and the Madison facility are limited to less than 6.0 KW. due to an existing short-spacing. That short-spacing came about as a result in the Commission's Rules and Regulations for the power and antenna height for Class A stations.

Under the proposed allotment scheme, no short-spacing would exist for KJAM-FM and it would be able to increase to a full 6.0 KW. without receiving or causing interference to other facilities.

The preceding statement and attached exhibits have been prepared by me or under my direction and are true and correct to the best of my knowledge and belief.

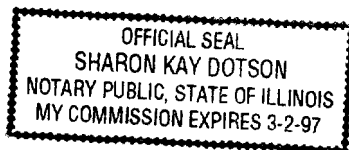
  
Donald L. Markley, P.E.

- 3 -

Subscribed and sworn to before me this 26<sup>th</sup> Day of April, 1993.

Sharon Dotson  
Notary Public

My commission expires:



Single Channel Study For: Slayton, MN On Ch. 276 C2 -103.1 Mhz.

States Searched: MN,IA,NE,SD,ND  
Run Date: 04-13-1993

43° 55' 16" N.  
95° 57' 57" W.

CHANNEL	ALLOTMENT OR STATION	CLASS	CALCULATED - REQUIRED KM. (MI.)	BEARING Deg. T.
222	NO CONFLICT			
223 KELO-FM	LIC Sioux Falls	SD C	64.0 ( 39.8)	35 225.8
223	USED Sioux Falls	SD C	64.0 ( 39.8)	35 225.8
273 KIXK	CP Canton	SD A	84.9 ( 52.7)	55 213.7
274	VACANT Canton	SD C2	72.5 ( 45.1)	58 228.0
274 KIXK	APP Canton	SD C2	85.6 ( 53.2)	58 223.1
275 KTFG	LIC Sioux Rapids	IA C2	130.0 ( 80.8)	130 149.7
275	USED Sioux Rapids	IA C2	130.0 ( 80.8)	130 149.7
276	VACANT Slayton	MN A *	18.6 ( 11.5)	166 65.5
276 NEW	APP Slayton	MN A *	19.4 ( 12.0)	166 64.7
276 KJAM-FM	LIC Madison	SD A *	93.6 ( 58.2)	166 274.8
276	USED Madison	SD A *	93.5 ( 58.1)	166 274.9
277	USED Sioux City	IA C1	161.9 (100.6)	158 189.8
277 KTFC	LIC Sioux City	IA C1	161.9 (100.6)	158 189.8
278	NO CONFLICT			
279 KRRO	LIC Sioux Falls	SD C2	80.1 ( 49.8)	58 233.3
279	USED Sioux Falls	SD C2	72.8 ( 45.3)	58 235.5

\*-Short Spaced

Only listings with clearances less than 32 Km. are shown.

This study utilized a copy of the FCC FM Database as published monthly by the National Technical Information Service. D. L. Markley & Associates, Inc. believes this information to be accurate and current. However, D. L. Markley & Associates, Inc. does not assume any responsibility for any erroneous or incomplete data furnished as part of that database.

Single Channel Study For: Madison, SD On Ch. 288 A -105.5 Mhz.

States Searched: MN,IA,SD,ND,NE  
Run Date: 04-13-1993

43° 59' 08" N.  
97° 07' 42" W.

CHANNEL	ALLOTMENT OR STATION	CLASS	CALCULATED - KM. (MI.)	REQUIRED KM.	BEARING Deg. T.
234	NO CONFLICT				
235	NO CONFLICT				
285	NO CONFLICT				
286	NO CONFLICT				
287	USED Sheldon	IA C2	135.3 ( 84.1)	106	130.9
287	KIWA-FM CP Sheldon	IA C2	135.3 ( 84.1)	106	130.9
288	KIWA-FM LIC Sheldon	IA A	135.3 ( 84.1)	115	130.9
289	NO CONFLICT				
290	KMIT LIC Mitchell	SD C1	77.9 ( 48.4)	75	245.3
290	USED Mitchell	SD C1	77.9 ( 48.4)	75	245.3
291	NO CONFLICT				

\*-Short Spaced

Only listings with clearances less than 32 Km. are shown.

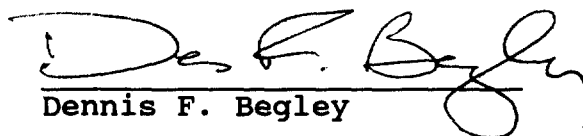
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**CERTIFICATE OF SERVICE**

I, Dennis F. Begley, hereby certify that on this 16th day of July, 1993, a copy of the foregoing PETITION FOR RULE MAKING was mailed, first class, postage prepaid, to the following:

Madison Broadcasting Co., Inc.  
Box D  
101 S. Egan Avenue  
Madison, S.D. 57042  
[licensee of Station KJAM-FM]

  
Dennis F. Begley